

Message

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**From:** Koch, Erin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D5E11973F9C0476EA9784F4B0A932373-EKOCH]  
**Sent:** 10/10/2019 5:16:52 PM  
**To:** Oakes, Matthew (ENRD) [Matthew.Oakes@usdoj.gov]  
**CC:** Mutz, John (Fletcher) [mutz.john@epa.gov]  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

I'm told that some guards let other feds in without an escort and some don't. If you have trouble getting in, have them call me or Fletcher Mutz 564-8043. In all likelihood, Fletcher will already be at the door to escort the Monsanto folk. I'm not attending the meeting, btw.

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**From:** Oakes, Matthew (ENRD) <Matthew.Oakes@usdoj.gov>  
**Sent:** Thursday, October 10, 2019 1:14 PM  
**To:** Koch, Erin <Koch.Erin@epa.gov>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Thanks Erin. As long as I can get in the building I'll be happy (or, maybe happy isn't the right word for a meeting that starts at 5:00 p.m.).

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**From:** Koch, Erin <Koch.Erin@epa.gov>  
**Sent:** Thursday, October 10, 2019 11:59 AM  
**To:** Oakes, Matthew (ENRD) <MOakes@ENRD.USDOJ.GOV>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

We have less security than you, so I don't think there is a list. But I will ask the scheduler to add you to the meeting invitation.

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**From:** Oakes, Matthew (ENRD) <Matthew.Oakes@usdoj.gov>  
**Sent:** Thursday, October 10, 2019 11:44 AM  
**To:** Koch, Erin <Koch.Erin@epa.gov>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Hi Erin,

Jon Brightbill is planning to attend the Monsanto meeting at 5:00 pm today, and he asked if I could attend as well. I'm planning to walk over with Jon. Can you either make sure I'm on the list so I can get into the building, or let me know who I need to contact.

Thanks,

Matt

Matt Oakes  
Attorney Advisor  
United States Department of Justice  
Environment and Natural Resources Division  
Law and Policy Section

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**From:** Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Sent:** Wednesday, September 11, 2019 2:22 PM  
**To:** Oakes, Matthew (ENRD) <[MOakes@ENRD.USDOJ.GOV](mailto:MOakes@ENRD.USDOJ.GOV)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Matt,

Do you have time for another chat on these questions tomorrow? I propose 9:30, but am available later in the day too.

Erin S. Koch  
Pesticides and Toxic Substances Law Office  
Office of General Counsel  
US EPA  
202-564-1718

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**From:** Oakes, Matthew (ENRD) <[Matthew.Oakes@usdoj.gov](mailto:Matthew.Oakes@usdoj.gov)>  
**Sent:** Tuesday, September 10, 2019 4:27 PM  
**To:** Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Hi Erin –

## Ex. 5 Attorney Client (AC) / Deliberative Process

Thanks,

Matt

Matt Oakes  
Attorney Advisor  
United States Department of Justice  
Environment and Natural Resources Division  
Law and Policy Section  
(202) 514-2686

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**From:** Oakes, Matthew (ENRD)  
**Sent:** Monday, September 9, 2019 5:09 PM  
**To:** Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Hi Erin —

## Ex. 5 Attorney Client (AC) / Deliberative Process

Thanks,

Matt

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**From:** Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Sent:** Monday, September 9, 2019 4:52 PM  
**To:** Oakes, Matthew (ENRD) <[MOakes@ENRD.USDOJ.GOV](mailto:MOakes@ENRD.USDOJ.GOV)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Matt,

## Ex. 5 Attorney Client (AC) / Deliberative Process

## Ex. 5 Attorney Client (AC) / Deliberative Process

Thanks,  
Erin

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**From:** Oakes, Matthew (ENRD) <[Matthew.Oakes@usdoj.gov](mailto:Matthew.Oakes@usdoj.gov)>  
**Sent:** Thursday, September 05, 2019 4:54 PM  
**To:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>; Neumann, Jennifer Scheller (ENRD) <[Jennifer.Neumann@usdoj.gov](mailto:Jennifer.Neumann@usdoj.gov)>  
**Cc:** [justin.smith@usdoj.gov](mailto:justin.smith@usdoj.gov); Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Great. Thanks Bob.

-Matt

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**From:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>  
**Sent:** Thursday, September 5, 2019 4:52 PM  
**To:** Oakes, Matthew (ENRD) <[MOakes@ENRD.USDOJ.GOV](mailto:MOakes@ENRD.USDOJ.GOV)>; Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>; Neumann, Jennifer Scheller (ENRD) <[JNeumann@ENRD.USDOJ.GOV](mailto:JNeumann@ENRD.USDOJ.GOV)>  
**Cc:** Smith, Justin (ENRD) <[JSmith2@ENRD.USDOJ.GOV](mailto:JSmith2@ENRD.USDOJ.GOV)>; Koch, Erin <[Koch.Erin@epa.gov](mailto:Koch.Erin@epa.gov)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Matthew:

Erin Koch in my office is the attorney who works on glyphosate matters and who worked on the August 7 letter. She's out of town this week, but will be back at work on either Monday or Tuesday next week. She can be reached at (202) 564-1718, or at [koch.erin@epa.gov](mailto:koch.erin@epa.gov).

Bob

Bob Perlis  
Pesticides and Toxic Substances Law Office  
Office of General Counsel  
US EPA  
(202) 564-5636

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**From:** Oakes, Matthew (ENRD) <[Matthew.Oakes@usdoj.gov](mailto:Matthew.Oakes@usdoj.gov)>  
**Sent:** Thursday, September 05, 2019 2:41 PM  
**To:** Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>; Neumann, Jennifer Scheller (ENRD) <[Jennifer.Neumann@usdoj.gov](mailto:Jennifer.Neumann@usdoj.gov)>  
**Cc:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; [justin.smith@usdoj.gov](mailto:justin.smith@usdoj.gov)  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Thanks Joe (and Jennifer) –

Please let me know if and when you have assigned a line attorney. I have some substantive questions about EPA's Aug. 7, 2019 letter (attached) that I would like to follow up on when appropriate.

-Matt

Matt Oakes  
Attorney Advisor  
United States Department of Justice  
Environment and Natural Resources Division  
Law and Policy Section  
(202) 514-2686

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**From:** Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>  
**Sent:** Thursday, September 5, 2019 2:31 PM  
**To:** Neumann, Jennifer Scheller (ENRD) <[JNeumann@ENRD.USDOJ.GOV](mailto:JNeumann@ENRD.USDOJ.GOV)>  
**Cc:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Oakes, Matthew (ENRD) <[MOakes@ENRD.USDOJ.GOV](mailto:MOakes@ENRD.USDOJ.GOV)>; Smith, Justin (ENRD) <[JSmith2@ENRD.USDOJ.GOV](mailto:JSmith2@ENRD.USDOJ.GOV)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Thanks for the heads-up; we'll see what we can do to have that preliminary conversation soonest.

Joe

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**From:** Neumann, Jennifer Scheller (ENRD) <[Jennifer.Neumann@usdoj.gov](mailto:Jennifer.Neumann@usdoj.gov)>  
**Sent:** Thursday, September 5, 2019 2:29 PM  
**To:** Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>  
**Cc:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Oakes, Matthew (ENRD) <[Matthew.Oakes@usdoj.gov](mailto:Matthew.Oakes@usdoj.gov)>; [justin.smith@usdoj.gov](mailto:justin.smith@usdoj.gov)  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Thanks. Once you have had a preliminary conversation with your front office, we'd be interested in knowing how that conversation went.

I also assume that you are not likely to have briefed those folks before Monday afternoon's weekly EPA/ENRD call, so I don't plan to put this case on the agenda. However, I know that my front office is very interested in talking about these questions, so if you will have briefed them before the call, let me know and I can add this case to the agenda.

Adding Matt and Justin

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**From:** Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>  
**Sent:** Thursday, September 5, 2019 2:22 PM  
**To:** Neumann, Jennifer Scheller (ENRD) <[JNeumann@ENRD.USDOJ.GOV](mailto:JNeumann@ENRD.USDOJ.GOV)>  
**Cc:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>  
**Subject:** RE: Potential FIFRA 9th Cir. amicus

Jennifer - thanks for sending our way. We appreciate the timing issues; we'll take a look at this, follow up with our front office and then get back to you. Thanks.

Joe

Joseph E. Cole  
Associate General Counsel  
Pesticides and Toxic Substances Law Office  
Office of General Counsel

U.S. Environmental Protection Agency  
(202) 564-5583

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**From:** Neumann, Jennifer Scheller (ENRD) <[Jennifer.Neumann@usdoj.gov](mailto:Jennifer.Neumann@usdoj.gov)>  
**Sent:** Thursday, September 5, 2019 8:44 AM  
**To:** Cole, Joseph E. <[cole.josephe@epa.gov](mailto:cole.josephe@epa.gov)>  
**Cc:** Oakes, Matthew (ENRD) <[Matthew.Oakes@usdoj.gov](mailto:Matthew.Oakes@usdoj.gov)>; [justin.smith@usdoj.gov](mailto:justin.smith@usdoj.gov)  
**Subject:** Potential FIFRA 9th Cir. amicus

Joe,

## **Ex. 5 Attorney Client (AC) / Deliberative Process**

Jennifer Scheller Neumann  
Assistant Section Chief, U.S. Department of Justice  
Environment and Natural Resources Division  
Appellate Section  
202-514-2767  
[jennifer.neumann@usdoj.gov](mailto:jennifer.neumann@usdoj.gov)